IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

Bail Appl..No. 3085 of 2007()

CRIME NO.1/2007 OF KANNAMALI POLICE STATION

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PETITIONER/ACCUSED

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1. JENISH, S/O.JACOB, AGED 24 YEARS,
   VAZHAKKOOTTATHIL HOUSE, CHERIYAKADU,
   KANNAMALI, KOCHI.

2. SINU, S/O.SOLOMAN,
   AGED 27 YEARS, PULIYAMPILLY HOUSE,
   CHERIYAKADU, KANNAMALI, KOCHI.

3. SHIBU GEORGE, S/O.GEORGE,
   AGED 30 YEARS, CHAKKNKAL HOUSE,
   CHERIYAKADU, KANNAMALI, KOCHI.

BY ADV. SRI.NIDHI BALACHANDRAN

RESPONDENTS: STATE AND COMPLAINT

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1. STATE OF KERALA,
   REP. BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

2. SUB INSPECTOR OF POLICE,
   KANNAMALI POLICE STATION.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 3085/2007

Dated this 29th day of May, 2007

O R D E R

Petitioners who are accused Nos. 1 to 3 in Crime No.1/2007 of Kannamali Police Station for offences punishable under Sections 324 and 326 IPC read with section 34 I.P.C and also under Section 27 of the Arms Act, seek anticipatory bail. The occurrence took place on 31.12.2006.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their applications for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioners shall surrender before the investigating officer on any day between 5-6-2007 and 7-6-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioners shall thereafter be produced on the same day before the Magistrate who shall consider their applications for regular bail preferably on the same date on which such applications are filed.

This application is disposed of as above.

V.RAMKUMAR, JUDGE

mrcs